



Appl. No. 09/833,847  
Response Dated May 21, 2004  
Reply to Office Action of 11/21/03  
Submission Accompanying RCE

Attorney Docket No.: P00324US00

App. Ser. No.:	09/833,847
Filing Date:	April 12, 2001
Inventor:	B.C. Hornady
Title:	Apparatus for Covering Payloads
Responsive to:	Office Action of 11/21/2003
Examiner:	Gutman, Hilary L
Art Unit:	3612

IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

## Submission Accompanying RCE

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

**REQUEST FOR CONTINUED EXAMINATION:** The Applicant hereby respectfully requests continued examination of Application Serial Number 09/833,847. In connection with this request, Applicant submits as its Submission under 37 C.F.R. 1.114(c) the Amendment and argument attached hereto, in response to the Examiner's Office Action dated November 21, 2003 (and the subsequent Advisory Action dated March 22, 2004). Reconsideration and reexamination in light of this submission is respectfully requested.

**EXTENSION REQUEST:** Applicant requests and petitions for an extension of three months, and attaches hereto the appropriate fee for such extension.

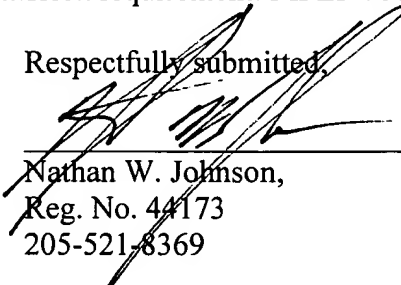
**RCE CONDITIONS SATISFIED:** This RCE and Submission satisfy all requirements:

- Prosecution is closed (37 C.F.R. 1.114(a)), because the application is subject to a final Office Action (37 C.F.R. 1.114(b)).
- Applicant requests continued examination (37 C.F.R. 1.114(a)), by virtue of the RCE Cover Sheet attached hereto and the above request.
- The Fee set forth in 37 C.F.R. 1.17(e) is included herewith by means of a check and an authorization to charge deposit account
- This filing is made prior to the abandonment of the application. No issue fee has been paid, and no notice of appeal has been filed.

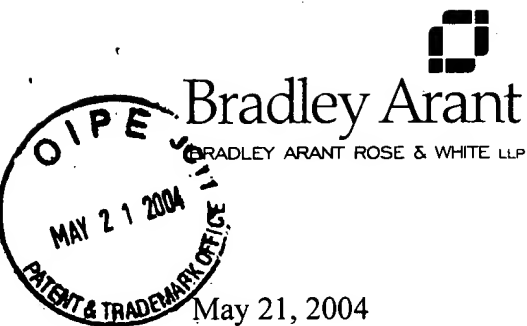
**PROPER SUBMISSION:** This Submission is an amendment, and argument in response. The Applicant requests that all previously submitted amendments be entered in the order submitted, and that the drawings revisions approved by the Examiner on March 22, 2004 be entered. This satisfies the submission requirement. MPEP 706.07(h)(II).

5-21-04  
DATE Signed

Respectfully submitted,

  
\_\_\_\_\_  
Nathan W. Johnson,  
Reg. No. 44173  
205-521-8369

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May 21, 2004

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**VIA EXPRESS MAIL NO. EV302016412US**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**Re: Request for RCE**  
**Serial No.: 09/833,847**  
**Inventor: B.C. Hornady**  
**Filed: April 12, 2001**  
**Examiner: Gutman, Hilary L.**

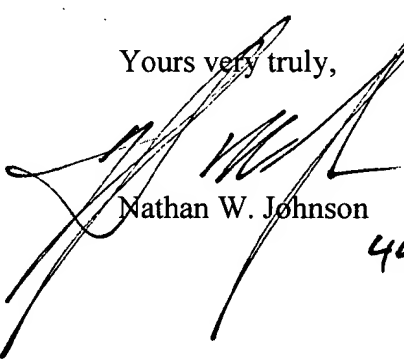
Dear Commissioner:

Please find enclosed a Request for Continued Examination, including

- a. An RCE Transmittal form PTO/SB/30,
- b. A Submission
- c. The proper fees for an RCE and an extension of three months.

Applicant hereby requests and petitions for an extension of three months. Please accept, enter, and forward these materials to the examiner for continued examination.

Yours very truly,

  
Nathan W. Johnson

44,173

**CERTIFICATE OF TRANSMISSION**  
**37 C.F.R. 1.8**

I hereby certify that the items detailed below are being deposited with the U.S. Postal Service as Express Mail, Post Office to Addressee, in an envelope bearing Express Mail number EV302016412US and addressed to the United States Patent and Trademark Office and deposited on May 21, 2004, with the following address:

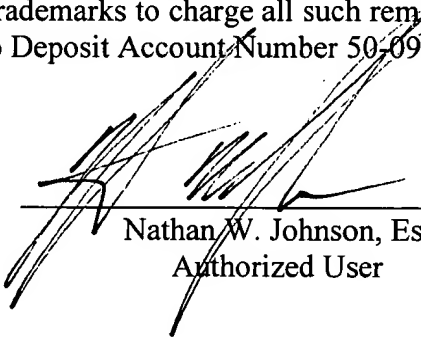
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Cover Letter	2 p.
Request for RCE (form PTO/SB/30)	1 p.
Submission to Office Action	
Cover (entitled "Submission Accompanying RCE")	1 p.
Response p.1 (entitled "Response to Office Action")	1 p.
Claim Amendments	3 p.
Remarks/Argument	3 p.
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Total 12 pages	

  
\_\_\_\_\_  
Date                      Nathan W. Johnson  
                                 Registration No. 44,173

**AUTHORIZATION TO CHARGE**  
**DEPOSIT ACCOUNT**

If, after processing the enclosed checks, any charges, fees, or sums due remain unpaid in connection with this correspondence, I hereby authorize the Commissioner of Patents and Trademarks to charge all such remaining fees, charges, and other sums due to Deposit Account Number 50-0954.

  
\_\_\_\_\_  
Nathan W. Johnson, Esq.  
Authorized User

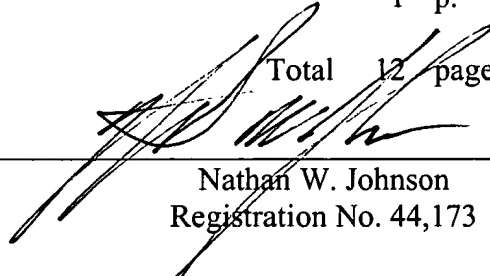
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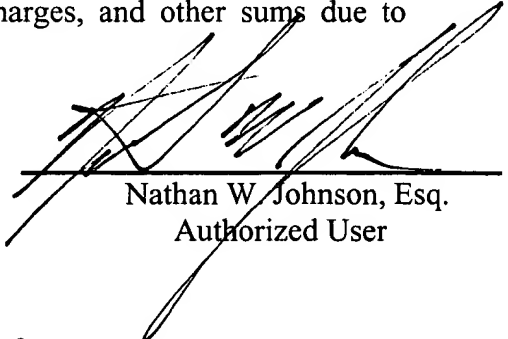
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Nathan W. Johnson  
Registration No. 44,173

Date: May 21, 2004

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Nathan W. Johnson, Esq.  
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